IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

WA.No. 865 of 2007()

AGAINST THE JUDGEMENT/ORDER IN OP.25605/1999 Dated 27/11/2006
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APPELLANT: PETITIONER

M/S.PRESIDENT RUBBER INDUSTRIES,
KOMMERI, KOZHIKODE, REPRESENTED BY ITS
MANAGING PARTNER, N.T.A.KAREEM,
S/O.AHAMMED KOYA HAJI, REJINA, MANKAVU,
CALICUT - 673 007.

BY ADV. SRI.THOMAS ANTONY

RESPONDENTS: RESPONDENTS
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1. **REGIONAL PROVIDENT FUND COMMISSIONER,**
   BHAVISHYA NIDHI BHAVAN, ERNAJIPALAM,
   CALICUT - 673 006.

2. **THE EMPLOYEES PROVIDENT FUND APPELLATE**
   TRIBUNAL, 7TH FLOOR, 60-SKY LAR BUILDING,
   NEHRU PLACE, NEW DELHI - 110 019.

3. **UNION OF INDIA, REPRESENTED BY ITS**
   SECRETARY, MINISTRY OF LABOUR, NEW DELHI.

BY ADV. SRI.THOMASMATHEW NELLIMOOTTIL SC FOR PF
SRI.JOHN VARGHESE, ASST.S.G.

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 02/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S. RADHAKRISHNAN, AG.C.J. & M.N. KRISHNAN,J.

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W.A. NO. 865 OF 2007

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Dated this the 2nd day of April, 2007.

J U D G M E N T

Radhakrishnan, Ag.C.J.

This appeal is preferred against the judgment of this Court in O.P.25605/99. The O.P. was preferred seeking a writ of certiorari quashing Exts.P7 and P8 orders passed by the respondents. We notice that both the facts finding authorities have found that the appellant/petitioner had employed more than 20 workers in his establishment and therefore his establishment is covered under Section 7A of the Employees Provident Funds and Miscellaneous Provisions Act, 1952. In the circumstances, we find no infirmity in the finding of the learned Single Judge. Therefore, the writ appeal lacks merit and the same is dismissed.

Sd/-

K.S. RADHAKRISHNAN,
ACTING CHIEF JUSTICE.

Sd/-

M.N. KRISHNAN, JUDGE.

ul/-

// True copy //

P.A. to Judge.